

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

JODI ROUVIERE, Individually and
ANDRE ROUVIERE, her husband, Individually,

Plaintiff,

v.

DEPUY ORTHOPAEDICS, INC. n/k/a
MEDICAL DEVICE BUSINESS SERVICES,
INC., and HOWMEDICA OSTEONICS
CORPORATION d/b/a STRYKER
ORTHOPAEDICS,

Defendants.

Case No.: 1:18-cv-04814-LJL-SDA

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**DEFENDANT HOWMEDICA
OSTEONICS CORP.'S RESPONSE TO
PLAINTIFFS' MOTION FOR LEAVE
TO SUPPLEMENT OPPOSITION TO
SUMMARY JUDGMENT MOTION**

Defendant Howmedica Osteonics Corp. ("HOC") submits this response to Plaintiffs' motion to supplement their opposition to Defendant DePuy Orthopaedics, Inc.'s ("DePuy") summary judgment motion in order to correct certain inaccuracies in Plaintiffs' motion. While the relief sought impacts DePuy, not HOC, in their motion, Plaintiffs accuse HOC of improperly requesting, receiving and concealing tissue specimens taken in connection with Plaintiff Jodi Rouviere's revision surgeries. (Motion at 5.) These allegations are untrue and have been (and continue to be) disputed by HOC. HOC will not repeat the facts and arguments presented to the Court on these issues, but refers the Court to its April 12, 2021 letter brief at ECF No. 291 and the exhibits attached to that filing, as well as the facts and argument presented to the court at oral argument on April 28, 2021.

Dated: New York, New York
August 20, 2021

Respectfully Submitted,

GIBBONS P.C.

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CERTIFICATE OF SERVICE

I hereby certify that on August 20, 2021, the foregoing document was electronically filed and served on the following counsel of record:

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s/ Paul E. Asfendis

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